

EXHIBIT H
Declaration of Mark Sessa

**THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

ANTHONY SESSA AND MARK SESSA,
individually and on behalf of all others similarly
situated,

Plaintiffs,

| VS.

ANCESTRY.COM OPERATIONS INC., a Virginia Corporation; ANCESTRY.COM, INC., a Delaware Corporation; ANCESTRY.COM LLC, a Delaware Limited Liability Company,

Defendants.

DECLARATION OF MARK SESSA

I, Mark Sessa, hereby declare as follows:

1. I am a plaintiff in the above-captioned action. I am currently a resident of Nevada.

2. On October 11, 2022, I sat for a deposition in this matter. If called upon again to
I could and would testify to all facts relevant to this action within my personal knowledge.

3. Ancestry never requested my consent to use my name and photograph, and I never provided any consent to Ancestry.

4. I am not a paying subscriber, free trial user, or registered account holder with Ancestry.com. I have never agreed to a Terms of Service from Ancestry.com. To the best of my knowledge and recollection, I have never visited www.ancestry.com.

5. I am a proposed Class representative in this lawsuit. As a Class representative, I understand I represent a Class of other persons whose names and likenesses also appear on the

Ancestry.com website without their consent. I understand that I must consider the interests of other Class members in pursuing my claims.

6. As part of my duties as a Class representative, I reviewed the Complaint and various discovery responses to ensure the accuracy of the facts as they related to me. I sat for a deposition. I understand that I may need to further assist in preparing discovery requests and producing documents and materials. I understand I may be called to testify in this case at trial. I am willing and able to fulfill my duties as Class representative.

7. If this case were not certified as a Class action, it would not be feasible for me to pay an attorney to bring an individual lawsuit to pursue my claim.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Executed this 6 day of December, 2022.

Mark Lesser

Mark Sessa